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Attorney Docket No. 79790

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: STEVEN P. TUCKER ET AL.
Serial No.: 10/637,081
Filed: 22 JAN 2004
For: A SYSTEM AND A METHOD OF SOLID
STORAGE AND DISSOLUTION OF A
CATHOLYTE FOR USE IN ELECTRO-
CHEMICAL CELL

Date: 21 July 2006
Group Art Unit: 1745
Examiner: K. O'NEILL
Fax No.: (571) 273-8300

ELECTION

To the Assistant Commissioner for Patents

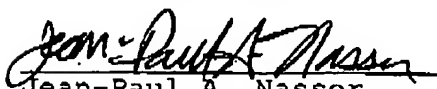
Dear Sir:

In response to the Restriction Requirement of 23 June 2006, the Examiner requested election under 35 U.S.C. § 121 between two inventions shown in Applicants' disclosure. The Examiner contended that the inventions are:

- I. Claims 1-8 and 15-20 drawn to a system comprising a solid medium including catholyte particles, classified in class 429, subclass 27.
- II. Claims 9-14, drawn to a method of making a catholyte solution, classified in class 429, subclass 15.

Certificate of Transmission:

I, Jean-Paul A. Nasser, certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office Fax Number: (571) 273-8300 on 7-21-06.


Jean-Paul A. Nasser
Reg. No. 53372

7-21-06
Date Of Signature

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The Examiner contended that the solid medium including catholyte particles of Invention I does not need to be made solely by the method of Invention II.

Applicants provisionally elect the apparatus of Invention I claimed in claims 1-8 and 15-20 while reserving the right to file an additional patent application on Invention II, claims 9-14.

The Examiner is invited to telephone Jean-Paul A. Nasser, Attorney for Applicants, at 401-832-4736 if, in the opinion of the Examiner, such a telephone call would serve to expedite the prosecution of the subject patent application.

Respectfully submitted,
STEVEN P. TUCKER, et al.

21 July 2006

By Jean-Paul A. Nasser
JEAN-PAUL A. NASSER
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